



Eric Gonzalez
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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: ROSS GARNER

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS GARNER WAS FOUND GUILTY AFTER TRIAL OF THE FOLLOWING CHARGE ARISING OUT OF AN INCIDENT ON OR ABOUT 07/04/2013 AT APPROXIMATELY 1830 HOURS IN KINGS COUNTY, WHILE MOS GARNER WAS ASSIGNED TO THE 81ST PRECINCT, AND ON DUTY:

ALLEGATION(S):

1. MOS GARNER ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE NEW YORK CITY POLICE DEPARTMENT, IN THAT HE ENTERED A RESIDENCE KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY

CASE STATUS: CLOSED ON 05/24/2016

ACTION TAKEN: FORFEITURE OF THREE (3) VACATION DAYS

Disclosure # 2:

MOS GARNER PLED GUILTY TO THE FOLLOWING CHARGES ARISING OUT OF AN INCIDENT ON OR ABOUT 09/12/2015 AT APPROXIMATELY 2325 HOURS IN KINGS COUNTY, WHILE MOS GARNER WAS ASSIGNED TO THE 81ST PRECINCT, AND ON DUTY:

ALLEGATION(S):

1. MOS GARNER ABUSED HIS AUTHORITY AS A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT IN THAT HE STOPPED AN INDIVIDUAL KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY
2. MOS GARNER ABUSED HIS AUTHORITY AS A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT IN THAT HE STOPPED AN INDIVIDUAL KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY
3. MOS GARNER ABUSED HIS AUTHORITY IN THAT HE FRISKED AN INDIVIDUAL KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY
4. MOS GARNER ABUSED HIS AUTHORITY IN THAT HE SEARCHED AN INDIVIDUAL KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY
5. MOS GARNER ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE NEW YORK CITY POLICE DEPARTMENT IN THAT HE ENTERED A RESIDENCE KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY

CASE STATUS: CLOSED ON 12/28/2017

ACTION TAKEN: FORFEITURE OF THREE (3) VACATION DAYS

Disclosure # 3:

THE NYPD ENTERED A DISPOSITION OF MINOR PROCEDURAL VIOLATION FOR THE FOLLOWING ALLEGATION, DATED 12/28/2015, AGAINST MOS GARNER:

ALLEGATION:

1. MEMOBOOK INCOMPLETE/ IMPROPER

CASE STATUS: CLOSED ON 12/14/2016

Disclosure # 4:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Trynille Lynch	504775/2016	Sup. Ct., Kings Cty.	4-7-16	-	<i>Pending, Discovery Practice</i>
Frontis Braxton	16-CV-5164	E.D.N.Y.	9-16-16	1-26-18	Settlement, without admission of fault or liability
Aljarmeeck Mack	16-CV-967	E.D.N.Y.	2-26-16	6-2-17	Dismissal, on consent of the parties, as to Officer Garner (Judgment for the remaining defendants, on a jury verdict)
Benaiah Barrington	15-CV-4221	E.D.N.Y.	7-20-15	1-30-17	Settlement, without admission of fault or liability
Kaheem Littles	14-CV-5002	E.D.N.Y.	8-25-14	11-1-16	Settlement, without admission of fault or liability
Dwaine Noel	12-CV-5133	E.D.N.Y.	10-12-12	1-15-14	Settlement, without admission of fault or liability
Yuwnus Warner	12-CV-2799	E.D.N.Y.	5-31-12	5-8-15	Settlement, without admission of fault or liability
Donje Jones	001220/2014	Kings Cty. Sup. Ct.	2-6-14	-	Pending, motion to set aside verdict for plaintiff
Diquan Fedee	15-CV-7893	S.D.N.Y.	10-6-15	5-31-16	Settlement, without admission of fault or liability

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 5:

CCRB CASE: 201306080

REPORT DATE: 07/09/2013

INCIDENT DATE: 07/04/2013

CCRB SUBSTANTIATED ALLEGATION(S):

1. ABUSE - PREMISES ENTERED AND/OR SEARCHED

NYPD DISPOSITION: ADMINISTRATIVE PROSECUTION UNIT GUILTY, FORFEIT VACATION 3 DAYS

Disclosure # 6:

CCRB CASE: 201306539

REPORT DATE: 07/18/2013

INCIDENT DATE: 07/17/2013

CCRB SUBSTANTIATED ALLEGATION(S):

1. ABUSE - VEHICLE SEARCH

NYPD DISPOSITION: ADMINISTRATIVE PROSECUTION UNIT NOT GUILTY, NO PENALTY

Disclosure # 7:

CCRB CASE: 201409442

REPORT DATE: 09/13/2014

INCIDENT DATE: 09/12/2014

CCRB SUBSTANTIATED ALLEGATION(S):

1. ABUSE - FRISK
2. ABUSE - STOP
3. ABUSE - PREMISES ENTERED AND/OR SEARCHED
4. ABUSE - SEARCH (OF PERSON)

NYPD DISPOSITION: ALLEGATION # 4 RECEIVED A DISPOSITION OF ADMINISTRATIVE PROSECUTION UNIT GUILTY, FORFEIT VACATION 3 DAYS

Eric Gonzalez
District Attorney
Kings County